



LAW OFFICES OF
SYNNESTVEDT & LECHNE LLP
2600 ARAMARK TOWER
1101 MARKET STREET
PHILADELPHIA, PA 19107-2950
TELEPHONE (215) 923-4466
FACSIMILE (215) 923-2189
E-MAIL synnlech@synnlech.com
www.synnlech.com

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September 26, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re/ Application of Kenneth I. Cumming
and Zebunnissa Ramtoola
Application No. 09/510,560
Filed February 22, 2000

Art Unit 1615
Examiner A. Pulliam

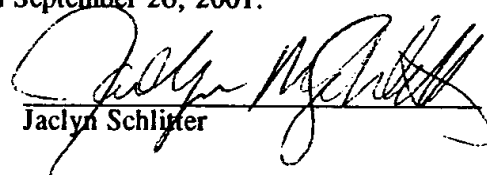
SOLID ORAL DOSAGE FORM CONTAINING AN ENHANCER

(Attorney Docket No. P 24,375-A USA)

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any papers indicated as being enclosed are being deposited as first-class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on September 26, 2001.

9-26-01
Date


Jaclyn Schlitter

Transmittal Letter

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This transmittal letter is accompanied by:

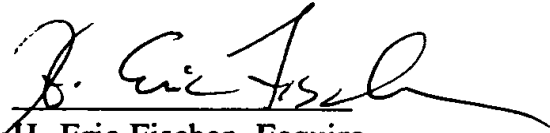
Application No. 09/510,560
Art Unit: 1615

September 26, 2001
Docket No. P 24,375A USA

- (A) Request for Change of Correspondence Address Under 37 CFR § 1.33(a) and Appointment of Associate Attorney Under 37 CFR §1.34(b);
- (B) Reply under 37 C.F.R. § 1.111 to Examiner's Action Dated March 26, 2001; and
- (C) Combined Amendment & Petition for Extension of Time Under 37 CFR 1.136(a) (Large Entity).

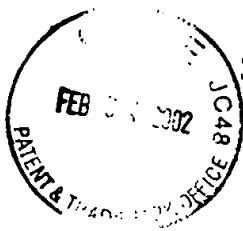
Respectfully submitted,
Synnestvedt & Lechner

9/26/01
Date


H. Eric Fischer, Esquire
Registration No. 46,010

Synnestvedt & Lechner LLP
Suite 2600 Aramark Tower
1101 Market Street
Philadelphia, PA 19107-2950

(215) 923-4466



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SYNNESTVEDT & LECHNER LLP

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PHILADELPHIA, PA 19107-2950
TELEPHONE (215) 923-4466

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E-MAIL synnlech@synnlech.com
www.synnlech.com

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December 22, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re/ Application of Kenneth I. Cumming and Zebunnissa Ramtoola
Application No. 09/510,560
Filed February 22, 2000

Art Unit 1615
Examiner A. Pulliam

SOLID ORAL DOSAGE FORM CONTAINING AN ENHANCER

(Attorney Docket No. P24,375-A USA)

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington DC 20231, on December 22, 2001.

December 22, 2001


Alexis Barron

Transmittal Letter

This is in reference to the Notice of Abandonment, dated November 1, 2001, and follows up a telephone conference between the Examiner and the undersigned on November 13, 2001.

It is submitted respectfully that the Notice was issued in error because, contrary to the Patent Office position, applicants' filed timely a Reply to the Office Action dated March 26, 2001, as evidenced by the copies of the following documents, dated September 26, 2001, which are transmitted herewith.

- (A) Transmittal Letter;
- (B) Request for Change of Correspondence Address Under 37 CFR §1.33(a) and Appointment of Associate Attorney Under 37 CFR §1.34(b);
- (C) Reply Under 37 CFR §1.111 to Examiner's Action Dated March 26, 2001; and

Application No. 09/510,560
Group Art Unit 1615

December 22, 2001

- (D) Combined Amendment & Petition for Extension of Time Under 37 CFR §1.136(a)
(Large Entity).

A copy of applicants' postcard showing that the aforementioned documents were received in the Patent Office on October 2, 2001 is forwarded herewith.

Forwarded also are copies of the following documents which were filed in the Patent Office on October 15, 2001.

- (A) Submission of Information Disclosure Statement Pursuant to 37 CFR §1.97(c); and
(B) Information Disclosure Statement by Applicant (substitute for form 1449A/PTO).

A copy of applicants' postcard showing that the aforementioned documents were received in the Patent Office on October 18, 2001 is forwarded herewith.

In view of the above, it is requested respectfully that the aforementioned Notice be withdrawn and that the application be reinstated.

Respectfully submitted,



Alexis Barron, Esquire
Registration No. 22,702

Synnestvedt & Lechner
2600 Aramark Tower
1101 Market Street
Philadelphia, PA 19107
Telephone: (215) 923-4466
Facsimile: (215) 923-2189
Email: Abarron@synnleach.com

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.
P 24,375-A USA

In Re Application Of: **K. I. Cumming and Z. Ramtoola**

8/ Reg Extension
(3mo) 9-26-01

Serial No.
09/510,560

Filing Date
February 22, 2000

Examiner
A. Pulliam

Group Art Unit
1615

Invention: **SOLID ORAL DOSAGE FORM CONTAINING AN ENHANCER**

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of June 26, 2001 in the above-identified application.

Date

The requested extension is as follows (check time period desired):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: June 26, 2001 until: September 26, 2001

Date

Date

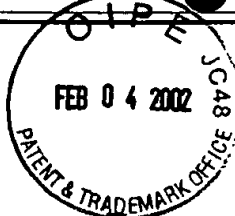
The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	45 -	51 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	5 -	4 =	1	x \$80.00	\$80.00
FEE FOR AMENDMENT					\$80.00
FEE FOR EXTENSION OF TIME					\$890.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$970.00

COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)

Docket No.
P 24,375-A USA



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The fee for the amendment and extension of time is to be paid as follows:

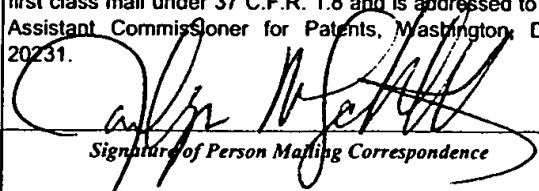
- ☒ A check in the amount of **\$970.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. _____ in the amount of **\$970.00**
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-5425**
A duplicate copy of this sheet is enclosed.
 - ☒ Any additional filing fees required under 37 C.F.R. 1.16.
 - ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-5425** A duplicate copy of this sheet is enclosed.


Signature

Dated: September 26, 2001

H. Eric Fischer, Ph.D.
Reg. No. 46,010
Synnestvedt & Lechner
1101 Market Street, Suite 2600
Philadelphia, PA 19107-2950

I certify that this document and fee is being deposited
on Sept. 26, 2001 with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.


Signature of Person Mailing Correspondence

Jaclyn M. Schlitter

Typed or Printed Name of Person Mailing Correspondence

cc:

Inventor / TM. Appl. Cumminget. al.
Client ELAN Corporation, PLC

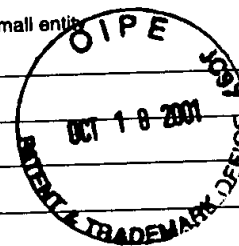
Appl. No. 09/510,560 Filing Date February 27, 2002
Docket No. P24,375-AUSA Atty. HEF/jms

The Patent / Trademark Office is in receipt of the following:

- ☐ Affidavit/Declaration, 37 CFR _____
- ☐ Amendment, 37 CFR _____
- ☐ Amendment to allege use
- ☐ Appeal notice/Appeal brief
- ☐ Appointment of domestic representative
- ☐ Assignment & cover sheet
- ☐ Cert. of correction request
- ☐ Cert. of Exp. Mailing, Date _____
No. _____
- ☐ Cert. of mailing, Dated _____
- ☐ Charge deposit account, in duplicate
- ☒ Check \$ 180.00 for submission of IDS
- ☐ Demand for PCT examination
- ☐ Extension of time petition _____ months
- ☐ Extension of time to file Statement of Use
- ☒ IDS (information disclosure statement)
PTO Form 1449: # of pages enc. 1
of references enc. 4
- ☐ Issue fee transmittal & advance order
- ☒ Letter TRANSMITTAL
- ☐ Maintenance fee transmittal
- ☐ Opposition notice (in duplicate)
- ☐ Patent Application
 - _____ # of pages _____ # of pages of claims
 - _____ # of sheets of drawings
 - _____ Declaration/Oath: _____ signed _____ unsigned
 - _____ Transmittal letter

Title of Invention / Mark _____

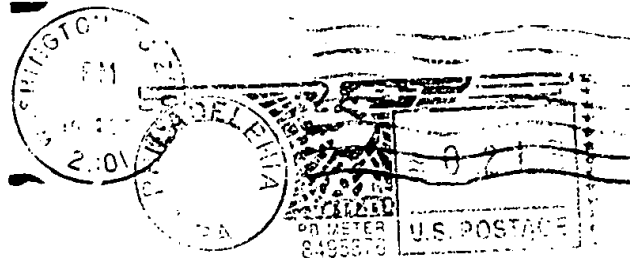
- ☐ PCT Application, transmittal, request & fee sheet
- ☐ Petition under 37 CFR _____
- ☐ Petition for cancellation
- ☐ Power of attorney
- ☐ Priority claim
- ☐ Renewal application
- ☐ Reply, 37 CFR _____
- ☐ Request for extension of time to file opposition notice
(in triplicate)
- ☐ Section 8/Section 15 Affidavit/Declaration
- ☐ Specimens _____
- ☐ Statement of use
- ☐ Trademark/Service Mark Application
 - _____ Declaration
 - _____ Power of attorney
 - _____ Drawing
- ☐ Verified statement/Small entity
- ☐ Withdrawal
- ☐ Other _____



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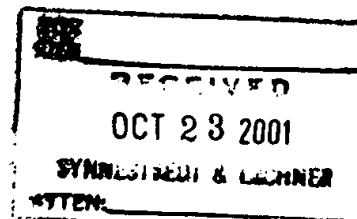
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Inventor / TM. Appl. K.I. Cumming + Z. Rambold Appl. No. 09/510,566 Filing Date February 22, 2002

Client Ela Corporation, Inc

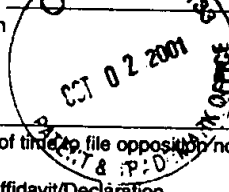
Docket No. P24,375-A USA Atty. HEF/jms

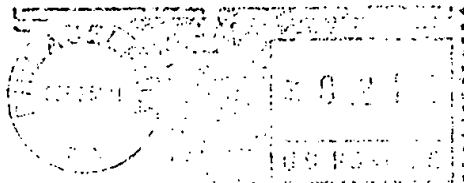
The Patent / Trademark Office is in receipt of the following:

- ☐ Affidavit/Declaration, 37 CFR
- ☒ Amendment, 37 CFR 2.111
- ☐ Amendment to allege use
- ☐ Appeal notice/Appeal brief
- ☐ Appointment of domestic representative
- ☐ Assignment & cover sheet
- ☐ Cert. of correction request
- ☐ Cert. of Exp. Mailing, Date _____
No. _____
- ☒ Cert. of mailing, Dated 9/26/01
- ☐ Charge deposit account, in duplicate
- ☒ Check \$ 970.00 for att. of time/
- ☐ Demand for PCT examination 3 amendment
- ☐ Extension of time petition _____ months
- ☐ Extension of time to file Statement of Use
- ☐ IDS (information disclosure statement)
PTO Form 1449: # of pages enc. _____
of references enc. _____
- ☐ Issue fee transmittal & advance order
- ☒ Letter Transmittal
- ☐ Maintenance fee transmittal
- ☐ Opposition notice (in duplicate)
- ☐ Patent Application
of pages _____ # of pages of claims _____
of sheets of drawings _____
Declaration/Oath: _____ signed _____ unsigned _____
Transmittal letter _____

Title of Invention / Mark

- Solid Oral Dosage Form
Containing as Active
- ☐ PCT Application, transmittal request & fee sheet
 - ☐ Petition under 37 CFR
 - ☐ Petition for cancellation
 - ☐ Power of attorney
 - ☐ Priority claim
 - ☐ Renewal application
 - ☐ Reply, 37 CFR
 - ☐ Request for extension of time to file opposition notice (in triplicate)
 - ☐ Section 8/Section 15 Affidavit/Declaration
 - ☐ Specimens
 - ☐ Statement of use
 - ☐ Trademark/Service Mark Application
____ Declaration
____ Power of attorney
____ Drawing
 - ☐ Verified statement/Small entity
 - ☐ Withdrawal
 - ☒ Other Combined Amendment
+ Petition for Extension of Time
Under 37 CFR 1.136(a)





SYNNESTVEDT & LECHNER LLP

2600 ARAMARK TOWER
1101 MARKET STREET
PHILADELPHIA, PA 19107-2950

